

F I L E D  
Clerk  
District Court

1 ERIC S. SMITH, Bar No. F 0157  
2 SMITH & WILLIAMS  
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MAR 30 2006

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

5 Attorneys for Plaintiff

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8 IN THE UNITED STATES DISTRICT COURT  
FOR THE  
9 NORTHERN MARIANA ISLANDS

10  
11 ALAN STUART MARKOFF, D.D.S.dba  
TOOTHWORKS and OPEN CHOICE,

CIVIL ACTION NO. CV-05-0035

12 Plaintiff,  
13 vs.  
14

**NOTICE OF FILING UNSIGNED  
DECLARATION OF ERIC S. SMITH**

15 TODD KEITH JOHNSON, D.D.S.  
16 Defendant.

Date: April 13, 2006  
Time: 9:30 a.m

17 Plaintiff hereby gives notice to the Court of the filing of an unsigned Declaration of  
18 Eric S. Smith in support of Plaintiff's Opposition to Motion to Stay. The declaration was  
19 reviewed and approved by Eric S. Smith who is currently off-island. Plaintiff will file a  
20 signed declaration upon Eric Smith's return on the second week of April, 2006.

21 RESPECTFULLY SUBMITTED.

22  
23 Date: March 30, 2006

  
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MARK K. WILLIAMS  
Attorney for Plaintiff